

FILED  
CLERK

2/14/2018 11:37 am

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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U.S. DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK  
LONG ISLAND OFFICE

CHRISTOPHER LOEB,

Plaintiffs,

-against-

ORDER ISSUED  
PURSUANT TO G.M.L.  
§ 6-n APPROVING  
SETTLEMENT

COUNTY OF SUFFOLK, POLICE OFFICER JAMES  
BURKE, POLICE OFFICER MICHAEL KELLY, POLICE  
OFFICER BRIAN DRAISS, DETECTIVE ANTHONY  
LETO, DETECTIVE NEALIS, DETECTIVE NEALIS,  
DETECTIVE COTTINGHAM, DETECTIVE KEITH  
SINCLAIR, and UNIDENTIFIED SUFFOLK COUNTY  
POLICE OFFICERS,

15-cv-0578(JS)(SIL)

Defendants.

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P R E S E N T: JOANNA SEYBERT

WHEREAS, an application has been made to the undersigned by defendants County of Suffolk, Michael Kelly, Bran Draiss, Anthony Leto, Christopher Nealis, Thomas Cottingham and Keith Sinclair in the captioned action for an Order approving a settlement of the action as against them, pursuant to Section 6-n of the General Municipal Law of the State of New York, for ONE MILLION FIVE HUNDRED DOLLARS (\$1,500,000.00),

Now, upon reading and filing:

- a) the letter of Assistant County Attorney, Brian C. Mitchell, dated February 7, 2018;
- b) the General Release signed by plaintiff, Christopher Loeb and Bruce A. Barket, Esq.;
- c) the letter of plaintiff's attorney Bruce A. Barket agreeing to settlement;
- d) the letter of Bridget Fleming, Chairman of the Suffolk County Ways & Means

Committee of the Suffolk County Legislature, dated February 1, 2018, approving settlement of the claim;

And it satisfactorily appearing to the Court from all prior proceedings had herein, that the proposed settlement of ONE MILLION FIVE HUNDRED DOLLARS (\$1,500,000.00), to be paid by defendants, County of Suffolk, Michael Kelly, Bran Draiss, Anthony Leto, Christopher Nealis, Thomas Cottingham and Keith Sinclair, is just, reasonable and in the best interest of Suffolk County and the plaintiff;

IT IS, therefore, on the application of defendants, County of Suffolk, Michael Kelly, Bran Draiss, Anthony Leto, Christopher Nealis, Thomas Cottingham and Keith Sinclair, and with the consent of the plaintiff's attorney;

THEREFORE ORDERED that said settlement is hereby approved and shall be disbursed in the following manner:

ORDERED, that the settlement of the captioned matter for the amount of ONE MILLION FIVE HUNDRED DOLLARS (\$1,500,000.00), inclusive of all costs, disbursements and attorney's fees, to be paid to plaintiff, Christopher Loeb and his attorney, Bruce A. Barket, Esq., is approved, and the application for said approval is hereby granted.

IT IS FURTHER ORDERED that the within matter is hereby dismissed, with prejudice.

SO ORDERED.

*The Clerk of the Court is directed to  
TERMINATE County of Suffolk,  
Michael Kelly, Brian Draiss, Anthony  
Leto, Christopher Nealis, Thomas  
Cottingham, and Keith Sinclair  
as Defendants.*

SO ORDERED:
<u>/s/ JOANNA SEYBERT</u>
Joanna Seybert, USDJ
Dated: <u>Feb. 14, 2018</u>
Central Islip, NY